

Approved for usethrough 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED **UNINTENTIONALLY LINDER 37 CFR 1.137(b)**

Docket Number (Optional) 007102.00001

OIIIII EIIII OIIAEE					
First named inventor: Robert Billingsley					
Application No.: 09/954,891		Art Unit: 3672	3672		
Filed: September 18, 2001		Examiner: Hoang C. Dang			
Title: Method Apparatus for Horizontal Drilling and Oil Recovery					
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX: (703) 308-6916					
	If information or assistance is needed in Petitions Information at (703) 305-9282		please contact		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.					
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION					
NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional.					
. Petition fee ☑ Small entity - fee \$665.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.					
☐ Other than small entity - fee \$ (37 CFR 1.17(m))					
 2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of an ammendment to make election. (identify type of reply): ☐ has been filed previously on ☑ is enclosed herewith. 					
B. The issue fee of \$			EC 3 1 2003		
☐ has been ☐ is enclose	CE OF PETITIONS				

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. Theinformation is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the ChiefInformation Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

12/30/2003 HVUONG1 00000001 09954891

PTO/SB/64 (08-03)
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3.	Terminal disclaimer with disclaimer fee				
	☑ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.				
	A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).				
4.	Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].				
	WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
	12/23/03 that 1				
	Date Signature Signature				
	lephone Robert C. Curfiss				
Nu	mber: (<u>713</u>) <u>752-4322</u> Typed or printed name				
	112 E. Pecan Street, Suite 2100				
	Address				
	San Antonio, Texas 78205-1521				
En	closures: Address RECEIVED)			
	⊠ Reply				
	☐ Terminal Disclaimer Form DEC 3 1 2003				
	☐ Additional sheets containing statements establishing unintentional delay Other: Other:	C			
	Other:	J			
Г	CERTIFICATE OF MAILING OR TRANSMISSION (27 CER 4 9/A))				
	CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]				
	I hereby certify that this correspondence is being:				
ŀ	transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.				
	12/23/2003 Beat M. Pal de: Signature				
	Date <u>Deatrice H. Baldwi</u>				
	Typed or printed name of person signing certificate				

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTY DKT NO. 007102.00001

Robert Billingsley

SERIAL NO. 09/954,891

GROUP ART UNIT: 3672

FILED:

09/18/2001

EXAMINER: Hoang C. Dang

TITLE: METHOD APPARATUS FOR

HORIZONTAL DRILLING AND OIL

RECOVERY

TO: Mail Stop Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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PETITION TO REVIVE

OFFICE OF PETITIONS

Dear Examiner Dang:

This correspondence is being filed as a request to grant the attached Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b). Applicant states that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Respectfully submitted,

Robert C. Curfiss

Reg. No. 26,540 \ Jackson Walker L.L.P.

112 E. Pecan Street, Suite 2100 San Antonio, Texas 78205-1521

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December 23, 2003

Date

CERTIFICATE OF MAILING

37 C.F.R. §1.8

I hereby certify that this document and its attachments are being deposited with the United States Postal Service by First Class Mail prior to the last scheduled pick up, in an envelope addressed to Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date

(below:

hu 25, 2003

Signature

Printed name of person signing the certificate

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